

032604



15920 U.S. PTO

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22867 U.S. PTO
10/8/11 196

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

| | |
|----------------------|----------------------------|
| Attorney Docket No. | BSC-253C1 |
| First Named Inventor | Gellman |
| Title | Male Urethral Stent Device |

APPLICATION ELEMENTS

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form (1 pg)
2. ☐ Small Entity Status
 - ☐ Applicant claims small entity status
 - ☐ Status established in prior application and is still proper and desired
3. ☒ Specification and Drawings [Total Pages 32]
 - Written Description - (18 pages)
 - Claims - (7 pages)
 - Abstract - (1 page)
 - Sheets of Drawings - (6 sheets)
 - ☒ Formal
 - ☐ Informal
4. ☒ Oath or Declaration [Total Pages 3]
 - a. ☐ Newly executed (original)
 - b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 5 below]
5. ☒ Incorporation by Reference (usable if Box 4b is checked)
The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet (3 pgs)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
 - ☐ Computer Readable Form (CRF)
 - ☐ Paper Copy (identical to computer copy)
 - ☐ CD (2 copies) (identical to computer copy)
 - ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)
 - ☐ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (2pgs) (IDS)/PTO-1449 (1pg)
 - ☐ Copies of IDS Citations
11. ☒ Preliminary Amendment (5 pgs)
 - ☐ Drawings [Total Sheets]
12. ☒ Return Receipt Postcard (specifically itemized)
13. ☐ Certified Copy of Priority Document(s) (if foreign priority claimed)
14. ☐ Nonpublication Request Under 35 U.S.C. 122(b)
15. ☐ CD in duplicate for large table or computer program
16. ☒ Other:
Associate Power of Attorney (2 pgs)

17. ☒ If a **CONTINUING APPLICATION**: Amend the specification by inserting on page 1, before the first line, the sentence:
--This is a
☒ continuation of prior application Serial No. 10/277,575, filed on October 22, 2002, the entire disclosure of which is incorporated by reference herein.--

Priority to the above application(s) is claimed under 35 U.S.C. 120.

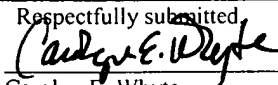
Prior application information: Examiner: Thomas Sweet. Group/Art Unit: 3738.

18. ☐ Priority - 35 U.S.C. 119
- ☐ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.
 - ☐ The certified copy has been filed in prior U.S. application Serial No. ____/____ on ____.
 - ☐ The certified copy will follow.

CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110
Tel. No.: (617) 248-7000
Fax No.: (617) 248-7100
Customer No. 021323

SIGNATURE BLOCK

Respectfully submitted,

Carolyn E. Whyte
Attorney for the Applicant
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110

Date: March 26, 2004
Reg. No. 55,728
Tel. No.: (617) 310-8078
Fax No.: (617) 248-7100

FEE TRANSMITTAL FY 2004

Complete if Known

| | |
|---------------------------|------------------|
| Application Serial Number | Not Yet Assigned |
| Filing Date | Herewith |
| First Named Inventor | Gellman |
| Group Art Unit | Not Yet Assigned |
| Examiner Name | Not Yet Assigned |
| Attorney Docket No. | BSC-253C1 |

METHOD OF PAYMENT

1. ☒ Payment Enclosed:
☒ Check (\$770.00)
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.
☐ Required Fees (copy of this sheet enclosed).
☒ Additional fee required under 37 CFR 1.16 and 1.17.
☒ Overpayment Credit.
3. ☐ Applicant claims small entity status.

FEE CALCULATION

1. FILING FEE

Large Entity

| Fee (\$) | Fee Description | Fee Paid |
|----------|------------------------|----------|
| 770 | Utility filing fee | 770.00 |
| 340 | Design filing fee | |
| 160 | Provisional filing fee | |

| | Number Filed | Number Extra | Rate | Amount |
|--|--------------|--------------|------|--------|
|--|--------------|--------------|------|--------|

| | | | | |
|--------------|---|----------|--------------|------|
| Total Claims | 1 | - 20 = 0 | x \$ 18.00 = | 0.00 |
|--------------|---|----------|--------------|------|

| | | | | |
|--------------------|---|---------|--------------|------|
| Independent Claims | 1 | - 3 = 0 | x \$ 86.00 = | 0.00 |
|--------------------|---|---------|--------------|------|

| | | | | |
|--|--|--|------------|------|
| <input type="checkbox"/> Multiple Dependent Claim(s), if any | | | \$290.00 = | 0.00 |
|--|--|--|------------|------|

TOTAL: 770.00

SMALL ENTITY DISCOUNT: 0.00

SUBTOTAL (1) (\$ 770.00)

2. AMENDMENT CLAIM FEES

| Claims Remaining After Amend. | Highest No. Previously Paid For | Present Extra | Rate | Fee Paid |
|-------------------------------|---------------------------------|---------------|------|----------|
|-------------------------------|---------------------------------|---------------|------|----------|

| | | | | |
|-------|---|---|--------------|--|
| Total | - | = | x \$ 18.00 = | |
|-------|---|---|--------------|--|

| | | | | |
|--------|---|---|--------------|--|
| Indep. | - | = | x \$ 86.00 = | |
|--------|---|---|--------------|--|

| | | | | |
|--|--|--|--------------|--|
| <input type="checkbox"/> First Presentation of Multiple Dep. Claim | | | + \$290.00 = | |
|--|--|--|--------------|--|

TOTAL: (\$)

SMALL ENTITY DISCOUNT: (\$)

SUBTOTAL (2) (\$0.00)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------|-----------------------|--|----------|
| 130 | 65 | Surcharge - late filing fee or oath | |
| 50 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 130 | 130 | Non-English specification | |
| 2,520 | 2,520 | Request for ex parte reexamination | |
| 110 | 55 | Extension for reply within first month | |
| 420 | 210 | Extension for reply within second month | |
| 950 | 475 | Extension for reply within third month | |
| 1480 | 740 | Extension for reply within fourth month | |
| 2010 | 1005 | Extension for reply within fifth month | |
| 330 | 165 | Notice of Appeal | |
| 330 | 165 | Filing a brief in support of an appeal | |
| 290 | 145 | Request for oral hearing | |
| 130 | 130 | Petitions to the Commissioner | |
| 180 | 180 | Submission of Information Disclosure Statement | |
| 770 | 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 770 | 385 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 100 | 100 | Certificate of Correction for applicant's error | |
| 110 | 55 | Submission of Terminal Disclaimer | |

Other fee (Specify)

Other fee (Specify)

SUBTOTAL (3) (\$ 0.00)

SUBTOTAL (1) 770.00

SUBTOTAL (2) 0.00

SUBTOTAL (3) 0.00

TOTAL (\$ 770.00)

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